

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Patent Interference No. 105,298
(From Technology Center 1600)

GESELLSCHAFT FÜR BIOTECHNOLOGISCHE FORSCHUNG MBH¹
(09/313,524),
Junior Party,

v.

SLOAN-KETTERING INSTITUTE FOR CANCER RESEARCH²
(6,242,469 B1 and 6,284,781 B1),
Senior Party.

REDECLARATION - Bd.R. 203(c)

By TORCZON, Administrative Patent Judge.

The interference is redeclared for the limited purpose of changing claim
correspondence as follows:

524 claim 15 does not correspond to count 1; and

524 claim 21 does correspond to count 1.

The undesignation of claim 15 is without prejudice to an examiner subsequently
demonstrating that the subject matter of claim 15 would have been obvious in view of
the subject matter of the count.

¹ Bristol-Myers Squibb Co., exclusive licensee.

² Kosan Biosciences, Inc., licensee; Hoffman-La Roche Inc., sublicensee.

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cc (via electronic mail):

For Gesellschaft für Biotechnologische Forschung mbH: **Diane Dunn McKay, Kristine Butler-Holston, and Christopher Casieri**, MATHEWS, COLLINS, SHEPHERD & MCKAY, P.A., of Princeton New Jersey.

For Sloan-Kettering Institute for Cancer Research: **Richard L. DeLucia**, KENYON & KENYON, of New York, New York; and **Brenda H. Jarell**, CHOATE, HALL & STEWART, of Boston Massachusetts.

Townes, Yolunda

From: Townes, Yolunda on behalf of Interference Trial Section

Sent: Thursday, June 02, 2005 11:18 AM

To: 'Butler-Holston, Kristine (MATHEWS SHEPHERD)'; 'Casieri, Christopher (MATHEWS SHEPHERD)'; 'DeLucia, Richard (KENYON & KENYON)'; 'Dunn McKay, Diane (MATHEWS SHEPHERD)'; 'bjarrell@choate.com'

Subject: Interference #105298_019 (RT) - Redecclaration-Bd.R. 203(c)

6/2/05